

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Steven M. Vartabedian, Associate Justice; Honorable James F. Thaxter, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Elaine J. Duffy, Deputy Clerk.

**F026258      Alaniz v. Simpson**

Cause called and argued by Don E. Bailey, Esq., counsel for appellant and by C. Michael Carrigan, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Friday, January 16, 1998 at 10:00 A.M.

**F026221      Mullen, et al. v. Kodial, et al.**

The judgment is affirmed. Stone (W.A.), Acting P.J.

We concur: Wiseman, J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F029792      Robert A. v. Superior Court, Kern County; Kern County Department of Human Services**

No writ petition having been timely filed, the petition is dismissed.

**F024867      People v. Barrientos**

Respondent's petition for rehearing filed herein is denied.

**F026522      People v. Gonzalez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F027810      People v. Beard**

The judgment is affirmed.

By the Court.

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- F027708**      **People v. Byrnes**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F027940**      **People v. Houston**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F026384**      **People v. Starr**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F029295**      **Trudeau v. Superior Court, County of Fresno; People**  
Let a premtory writ of mandate issue directing the trial court to vacate its order denying the request for issuance of certificate of probable cause filed on August 4, 1997, in Fresno County Superior Court action No. 529522-5, and to enter a new order issuing a certificate of probable cause solely upon the challenge to the validity of the plea.  
  
(Wisman, J., dissenting: I would deny the petition.)  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F027266**      **People v. Righetti**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]